

11737

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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GLOBAL LOGISTICS GROUP LTD.,

Plaintiff,

- against -

**Case No. 07 CIV 10654
(Judge Scheindlin)**

**VERIFIED SECOND
AMENDED COMPLAINT**

YONG HE SHIPPING (HK) LTD.,
AEGEAN CARRIERS S.A.,
SOUTH AEGEAN SHIPPING S.A.,
PROSPER SHIPPING LIMITED, &
GLOBAL OCEANIC CHARTERING LTD.,

Defendants.

-----X

Plaintiff, **GLOBAL LOGISTICS GROUP LTD.**, (hereinafter “**GLGL**”), by its attorneys, **JUNGE & MELE, LLP**, complaining of the Defendants, **YONG HE SHIPPING (HK) LTD.** (“**YONG HE**”), **AEGEAN CARRIERS S.A.** (“**AEGEAN**”), **SOUTH AEGEAN SHIPPING S.A.** (“**SOUTH AEGEAN**”), **PROSPER SHIPPING LIMITED** (“**PROSPER**”) and **GLOBAL OCEANIC CHARTERING LTD.** (“**G.O. CHARTERING**”) states and alleges the following upon information and belief:

1. This is a case of admiralty jurisdiction pursuant to 28 U.S.C. § 1333(1) and a maritime claim within the meaning of Rules 9(h) and 38(e) of the Federal Rules of Civil Procedure.

2. At all times relevant, plaintiff **GLGL** was a foreign corporation with a place of business located at c/o Altomar Maritime Inc., as agents only, 5995 Gouin Blvd. West, Suite 200, Montreal, Quebec, Canada H4J 2P8, and was the disponent owner of the vessel “**AFEA**.”

3. At all times relevant, Defendant **YONG HE** was a foreign business corporation, with a place of business located at Flat B, 10/F, Civic Comm. Bldg., 165-167 Woo Sung St., Kowloon, Hong Kong, and is not present within this District, or any nearby district, pursuant to Rule B(1) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure.

4. At all times relevant, Defendant **PROSPER SHIPPING LIMITED** (“**PROSPER**”), was a foreign business company located at Unit 2401A 24/F, Park-In Commercial Centre, 56 Dundas Street, Mongkok, Kowloon, Hong Kong, and is not present within this District, or any nearby district, pursuant to Rule B(1) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure.

5. At all times relevant, Defendant **AEGEAN** was a foreign business company, with its place of business located at Bona Vista Building-3, Xanthou Street, 16674 Glyfada, Athens, Greece, and is not present within this District, or any nearby district, pursuant to Rule B(1) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure.

6. At all times relevant, Defendant **SOUTH AEGEAN** was a foreign business company, with its place of business located at Bona Vista Building-3, Xanthou Street, 16674 Glyfada, Athens, Greece, and is not present within this District, or any nearby district, pursuant to Rule B(1) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure.

7. At all times relevant, Defendant **G.O. CHARTERING** was a foreign business company, with its place of business located at Bona Vista Building-3, Xanthou Street, 16674 Glyfada, Athens, Greece, and is not present within this District, or any nearby district, pursuant to Rule B(1) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure.

8. On August 24, 2007, **GLGL**, as disponent owner of the ***AFEA***, time chartered the vessel to **YONG HE** for one voyage of about 65 days from mainland ports in China to eastern and central Mediterranean ports, at a daily rate of hire of \$38,000, payable every 15 days. A true copy of the “Recap” message setting forth the materials terms and conditions of the said voyage charter is attached hereto as **Exhibit “1.”**

9. Defendants **AEGEAN, SOUTH AEGEAN, PROSPER** and **G.O. CHARTERING**, have dominated and used Defendant **YONG HE**, for their own purposes, and said Defendants are alter egos of one another in that there existed at all relevant times such unity of ownership and interest that no separation exists between them and there is no meaningful difference between these entities; they have disregarded the corporate form for the improper purpose of evading obligations to creditors by, among other things, having directed and controlled all activities and communications of **YONG HE**, and by having paid charter hire due and owing from **YONG HE** to **GLGL**.

10. Specifically, on September 11, 2001, September 26, 2001, October 16, 2001 and October 26, 2001, **PROSPER** made charter hire payments to Plaintiff on behalf of **YONG HE** in excess of \$2.5 million dollars. **AEGEAN** supplemented these hire

payments to Plaintiff by paying \$94,365.40 on September 11, 2001 on behalf of **YONG HE**, while **SOUTH AEGEAN** similarly paid \$6,165.012 to Plaintiff on behalf of **YONG HE** on October 3, 2007. Attached hereto as **Exhibit "2"** are true copies of banking statements evidencing these payments.

11. Furthermore, on October 4, 2007, **G.O. CHARTERING** directed Plaintiff to pay its brokerage commissions not to itself as would be expected, but to defendant **SOUTH AEGEAN**. Attached hereto as **Exhibit "3"** is a true copy of said instructions. Additionally, **SOUTH AEGEAN** and **G.O. CHARTERING** also share the same office address at Bona Vista Building-3, Xanthou Street, 16674 Glyfada, Athens, Greece.

12. Additionally, **PROSPER** made hire payments to other vessel owners in separate transactions which have recently been the subject of Rule B proceedings where orders of attachment were issued by this court against **PROSPER** as an alter ego of **YONG HE**. See *Padre Shipping Inc. v. Yong He Shipping (HK) Limited, Prosper Shipping Limited, et.al.*, Docket No. 07 CIV. 9682 (Judge Keenan), filed on October 31, 2007; and, *Industrial Carriers Inc. v. Yong He Shipping (HK) Ltd., Prosper Shipping Limited*, Docket No. 07 CIV. 9706 (Judge Crotty), filed on November 1, 2007.

13. After November 2, 2007, contrary to the charter party obligation to pay charter hire to **GLGL** every 15 days, **YONG HE** and the alter ego Defendants failed to make the 5th and 6th hire payments and settle final adjustments, including bunker expenses and other charges due and owing to Plaintiff, which aggregate to the amount of \$730,409.89, and as such, are in breach of maritime contract with **GLGL**. A true copy of

the Final Hire Statement rendered by **GLGL** is attached hereto as **Exhibit “4.”**

14. Under the terms of the charter party Recap, disputes between the parties are to be resolved in arbitration at London, under English law, and this proceeding is brought in aid of said arbitration, either pending or contemplated.

15. As best can now be estimated, Plaintiff expects to recover the following amounts in the London arbitration: on the principal claim, \$730,409.89; on interest, costs and attorney’s fees through the end of arbitration in London, \$100,000; for a total award amount of \$830,409.89.

16. Defendants cannot be found within this District within the meaning of Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure, but Defendants are believed to have or will have during the pendency of this action, assets within this District consisting of cash, funds, freight, hire, or credits including but not limited to electronic fund transfers in the hands of garnishees in this District, including but not limited to the following:

1. Citibank, N.A.
2. Bank of America, N.A.
3. Bank of New York
4. Credit Suisse
5. JPMorgan Chase Bank
6. Commerce Bank
7. HSBC (USA) Bank
8. BNP Paribas
9. ABN AMRO Bank
10. Standard Chartered Bank
11. UBS, A.G.
12. Barclay’s Bank
13. Wachovia Bank

14. Deutsche Bank and/or Deutsche Bank Trust Co. Americas
15. American Express Bank

WHEREFORE, Plaintiff prays for the following relief:

1. That process in due form of law according to the practice of this Court be issued against Defendants and that Defendants be cited to appear and answer the allegations herein;

2. That since Defendants cannot be found within this District pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims, this Court issue an Order directing the Clerk of Court to issue Process of Maritime Attachment and Garnishment pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims, attaching all of the Defendants' tangible or intangible property or any other funds held by garnishees including but not limited to the aforementioned garnishees in the District which are due and owing or otherwise the property of Defendants up to the amount of \$830,409.89, to secure Plaintiff's claims, and that all persons claiming any interest in the same be cited to appear and pursuant to Supplemental Admiralty Rule B answer the matters alleged in this Verified Amended Complaint.

3. That such property attached pursuant to the Processes of Maritime Attachment and Garnishment remain sequestered to serve as security for the payment of Plaintiff's claims as they may be embodied in any award issued out of arbitration in London.

4. That Plaintiff have such other and further and different relief as may be just and proper, including judgment against Defendants, along with interest, costs and disbursements as allowable under law.

Dated in the City of New York on February 6, 2008

Respectfully submitted,

JUNGE & MELE, LLP
Attorneys for Plaintiff

/s/ Peter A. Junge

Peter A. Junge (PJ-0745)
29 Broadway
New York, NY 10006
(212) 269-0061

VERIFICATION

PETER A. JUNGЕ declares as follows:

1. I am a member of the bar of this Honorable Court and of the firm of Junge & Mele, LLP, attorneys for Plaintiff.
2. I have read the foregoing Second Amended Complaint and I believe the contents thereof are true.
3. The reason this Verification is made by deponent and not the Plaintiff is that Plaintiff is a foreign corporation with no officers or directors within this jurisdiction.
4. The source of my information and belief are documents provided to me, statements made to me by representatives of Plaintiff, and publicly available documents concerning the Defendants on the internet.
5. I declare under penalty of perjury that the foregoing is true and correct.

Dated in the City of New York on February 6, 2008

/s/ Peter A. Junge

Peter A. Junge

> Final recap
>
> ----- Original Message -----
> From: FIX-OCEANTRANS CHARTERING
> To: chartering@altomar.com
> Cc: trading@altomar.com
> Sent: Friday, August 24, 2007 7:58 PM
> Subject: Re: MV AFEA / YONG HE SHIPPING
>
>
> PETER/KUTTY
>
> RE MV AFEA / YONG HE SHIPPING
>
> FLW REC FM CHARTS,
>
> QTE:
>
> RE : MV AFEA/YONG HE
> ==
>
> FINAL RECAP WTH ALL SUBS LIFTED AND IN OREDR
>
> -AC :YONG HE SHIPPING OF HONG KONG
>
> -M/V AFEA
>
> SINGLEDECK/BULK CARRIER-FUTURE 32
> 37.659 DWAT ON 10.768 M SSW
> CYPRUS FLAG - BUILT 1982
> LOA 187.03 M / 28.04 M
> 5 HO / 5 HA - 5 X 15 TONS CRANES
> GRT 22,395 / NRT 12,100
> GR/BL ABT 45865 / 44394
> SPEED ABT 12.0 KT ON 17B/19L MTS IFO + 3.0 MTS MDO AT SEA
> ALL DETAILS ABT
>
> -DELY : DLOSP XINGANG
>
> -LAYCAN :9 /16 SEPT 2007
>
> - 1 T/C TRIP WITH DURATION OF ABT 65 DAYS DAYS WOG VIA CHINA MAIN PORTS

EXHIBIT

11 / 11

> TO EAST /CENTRAL MED PORTS CHOPT VIA SBS SPS AND/OR ANCHORAGES IN/OUT
 > GEOG
 > ROT AA AA AWIWL.
 >
 > INTN CARGOES
 > Only homogeneous bulk or bagged cargoes,steels ,generals without any fire
 > risk.
 >
 > -REDEL: DOP CENTRAL MED OR WEST MED PORT CHOPT ATDNFHINC
 >
 > -HIRE US\$ 38000 DIOT PAYABLE EVERY 15 DAYS IN ADVANCE TO OWNERS
 > NOMINATED BANK ACCT
 >
 > -1ST HIRE PLUS VALUE OF BOD TO BE PAID ON VSL'S DEL TO OWRS NOM ACCT
 >
 > -BOD/BOR TO BE ABT SAME .
 >
 > - BOD/BOR TO BE ADJUSTED AT SAME PRICES. BOD ABT 380 MT IFO AND ABT 60 MT
 > MDO
 > PRICES USD 420/625 FOR IFO/MDO RESP.
 >
 > -CHOPT TO DEDUCT FM LAST OR PENULTIMATE SUFFICIENT HIRE PAYMENT(S) ESTM
 > COST OF BOR
 >
 > -OWRS WARRANT VSL'S HATCH-COVERS ARE WATER-TIGHT AND TO REMAIN SO DURING
 > THE CHARTER
 >
 > - VESSEL MUST BE CLASSED / P & I AND H&M COVERED AND MAINTAINED FOR THE
 > ENTIRE DURATION OF CHARTER PARTY.
 >
 > -VSL TO BE DEL WITH HATCHES/HOLDS DRY, CLEAN AND SUITABLE FOR LOADING
 > INTENDED CARGO AND TO BE REDEL IN SIMILAR CONDITION
 >
 > -ILOHC US\$ 3500 L/SUM EXCL DUNNAGE DISPOSAL/REMOVAL WHICH FOR CHRT ACC +
 > TIME
 >
 > -INTERMEDIATE HOLDS CLEANING IF REQUIRED BY CHRS US\$500 PER HOLD PER VOY.
 >
 > -OWRS WARRANT VSL/OWRS IS ISM CERTIFIED/COMPLIANT
 >
 > - OWNERS TO GUARANTEE SAFE WORKING LOAD OF THE GEARS AS DESCRIBED ABOVE.
 >
 > -IN CASE ORIG BS/L NOT AVAILABLE AT DISPORT, OWRS AGREE TO RELEASE ENTIRE
 > CARGO AGAINST CHRS LOI (AS PER OWNERS P+I CLUB FORMAT) SIGNED BY CHRS
 > ONLY
 >
 > -CBL/VIC/ENT US\$ 1400 L/SUM PER 30 DAYS OR PRORATA
 >
 > -OWRS/MASTER TO AUTHORIZE CHRS OR THEIR AGENTS TO SIGN/RELEASE ORIGINAL
 > BS/L AT LOADPORT ON THEIR BEHALF AND SAME (BS/L) TO BE STRICTLY IN
 > ACCORDANCE WITH MATE'S RECEIPT
 >
 > -WATCHMEN TO BE FOR ACCT OF PARTY ORDERING SAME, COMPALSORY WATCHMEN CHRTS
 > ACC
 >
 > -ARB + GA IN LONDON AND ENGLISH LAW TO APPLY
 >
 > - CARGO/TRADING EXCLUSIONS AS ATTACHED
 >
 > - DECK OPTION ALLOWED
 >
 > -CHRTS SUBS /SHIPPERS/RECEIVERS APPROVAL LIFTED AND IN ORDER
 >
 > -OTHERWISE OWRS BTB C/P LOGICALLY AMENDED AS PER M/T WITH TTL COMM 5%
 >
 > END
 >

> FGOS PLS RECONFIRM
>
> PLS ADV VSL'S PRESENT POSITION / ITINERARY AND ESTIMATED TIME OF DELY
>
> TKS VM FOR THIS FIXTURE
>
>
> UQTE;
>
> BRGDS/OCEANTRANS
> Regards
> John
>
> Altomar Maritime Inc.
> 5995 Gouin Blvd West
> Suite, 200
> Montreal, Quebec, Canada
> H4J 2P8
> Tel: 514-388-8280
> Fax: 514-388-5436
> E-mail:
> Dry orders to: chartering@altomar.com
> Wet orders to: tankers@altomar.com
> Skype: altochart
> Website www.altomar.com
> To receive our circulation list, subscribe/un-subscribe at
> <http://www.altomar.com/maillist.asp>

FD 104-500-00

1. 4-11-2019, 10:00 AM
 2. 4-11-2019, 10:00 AM
 3. 4-11-2019, 10:00 AM
 4. 4-11-2019, 10:00 AM
 5. 4-11-2019, 10:00 AM
 6. 4-11-2019, 10:00 AM
 7. 4-11-2019, 10:00 AM
 8. 4-11-2019, 10:00 AM
 9. 4-11-2019, 10:00 AM
 10. 4-11-2019, 10:00 AM

29

100

$$\frac{1}{\sqrt{\pi}} \int_{-\infty}^{\infty} f(x) e^{-x^2} dx = \frac{1}{\sqrt{\pi}} \int_{-\infty}^{\infty} f(x) e^{-x^2} dx$$

GLOBAL LOGISTICS GROUP

Figure 1. Schematic representation of the experimental design. The subjects were divided into two groups: the control group and the experimental group. The control group was divided into two subgroups: the control group and the experimental group. The experimental group was divided into two subgroups: the control group and the experimental group.

EXHIBIT 424

ΕΠΙΣΤΕΒΑΙΩΣΗ ΑΠΟΕΤΟΛΗΣ ΜΗΝΥΜΑΤΟΣ SWIFT

=====

KATAΣΤΗΜΑ: ΚΕΝΤΡΙΚΗ - ΑΙΟΙΚΗΣΗ ΗΜΕΡΟΜΗΝΙΑ: 11 ΕΞΗ 2007
TRANSACTION REFERENCE NUMBER: FT0725404853
ORIGINATING TRANSACTION NUMBER: FT0725404853 /316
CURRENCY AND AMOUNT: USD94365.40 VALUE DATE: 11 ΕΞΗ 2007
ORDERING CUSTOMER: /GR2202803160000000232457425
AEGEAN CARRIERS S.A.
BONA VISTA BUILDING

ORDERING INSTITUTION:

RECEIVER BANK:

RECEIVER'S CORRESPONDENT:

INTERMED ACCOUNT:

INTERMEDIARY BANK: SW-CHASUS33XXX JPMORGAN CHASE BANK, N.A.

PAY BANK BRANCH:

PAY BANK ACCOUNT:

PAYING BANK: SW-BNTBMBHXXX BANK OF N.T. BUTTERFIELD AND SON LI

BENEFICIARY ACCOUNT: 20006840414932100

BENEFICIARY: GLOBAL LOGISTICS GROUP LTD

DETAILS OF PAYMENT: 1ST HIRE M/V AFEA/YHS

CHARGES: OUR
INFORMATION:

INPUTTER: 676_OIKONOMOUMA

11 ΕΞΗ 2007 316 FT0725404853

Branch
分行

Application for Outward Remittance/Cashier's Order
匯款 / 本票申請書

I/We hereby request you to issue a
on my/our behalf with the following details:
本人(等)茲委託 貴行以下列資料發出

☐ Telegraphic Transfer
電匯

☐ Mail Transfer
信匯

☐ Demand Draft
支票

☐ Cashier's Order
本票

☐ CHATS
銀行電子過帳系統

32A	Currency and Amount 貨幣及金額	Currency & amount in words 貨幣及大寫金額 US DOLLARS FIVE HUNDRED FIFTY FIVE THOUSAND SEVEN HUNDRED FIFTY ONLY	Currency & amount in figures 貨幣及小寫金額 USD 555,750.00
*Town and Country drawn on *付款之城市及國家			
50	Applicant/ Remitter 申請人/匯款人	Name 姓名 PROSPER SHIPPING LIMITED Account No. 賬戶號碼 015-514-25-09020-0 Address 地址 UNIT 2401A 24/F PARKIN COMMERCIAL CENTRE 56 DUNDAS STREET MONGKOK KOWLOON	Identity Document No.: 身份證明文件號碼: Date of Birth (DD/MM/YY): 出生日期 (日/月/年): Telephone No.: 電話號碼: 13901037257
54 56	Intermediary Bank and its address (Receiver's Corr. Bank) 收款銀行之代理行及其地址	JP MORGAN CHASE, N.Y. SWIFT CODE: CHASUS 33	
57	Beneficiary's Banker 收款人之銀行	Name 名稱 THE BANK OF BUTTERFIELD HAMILTON, BERMUDA. SWIFT CODE: BNTBBMMH Address 地址	To facilitate Money Transfers to your beneficiaries in a more efficient way, please fill in the following codes/account number, if any: 為方便匯款予收款人, 請填妥下列資料 (如有): CHAPS Branch Sort Code [] [] [] [] [] [] CHIPS Universal Identifier / [] [] [] [] [] [] (For UK Transfers only) 只適用於英國之匯款 Fedwire Routing Number (For US Transfers only) 只適用於美國之匯款 For Credit to Beneficiary's Banker A/C maintained with the Bank (For Outward Remittance to China only) 只適用於中國之匯款
59	**Beneficiary **收款人	Account No. 賬戶號碼 20006-840-414932100 Name 姓名/名稱 GLOBAL LOGISTICS GROUP LTD. Address 地址	Telephone No.: 電話號碼:
70	Message/instructions (if any) 附註/指示 (如有) Max. 140 characters including spaces or 20 Chinese words 不多於 140 個英文字 (包括空格、行號及記號) 或 20 個中文字	HIRE M/V AFEA / YHS	
71A	Additional Handling Charges for the Bank's Correspondents/Agents (See condition on Reverse) 代理同業銀行之附加手續費 (見背面條款第六條)	<input type="checkbox"/> Charge to beneficiary's account (deduct from the above remittance amount) 由收款人支付 (在上述之匯款金額內扣除) <input checked="" type="checkbox"/> Charge to my/our account No. 015-514-25-09020-0 由本人(等)賬戶扣除・匯款	
Despatch of demand draft/cashier's order/ remittance receipt 匯票/本票/匯款 收據交還方式		Payment of the remittance/cashier's order plus charges 匯款/本票及費用之 付款方式	
<input type="checkbox"/> Collect at your counter 向 貴行櫃面領取 <input checked="" type="checkbox"/> To me/us by mail/registered mail 平郵/掛號郵寄本人(等) <input type="checkbox"/>		<input type="checkbox"/> By Cash 附上現金 <input checked="" type="checkbox"/> Please debit my/our account No. 015-514-25-09020-0 由本人(等)賬戶扣除・匯款	
For Bank Use Only 銀行專用			
20	Reference No.	I/We have read the conditions printed overleaf and agree to be bound by them. 本人(等)已閱悉並同意遵守背面所列條款。	
Value date	Exchange Rate	I/We acknowledge and agree that in carrying out the remittance instruction(s) my/our personal data and/or information (including but not limited to those contained herein) may be disclosed and transferred to third party/parties, whether located inside or outside Hong Kong. 本人(等)謹此同意 貴行將匯款以外之任何第三者號碼及提供本人(等)的個 人資料及/或資料 (包括但不限於本文件內之資料) 轉往任何上述承辦銀行。	
HKD Equivalent		PROSPER SHIPPING LIMITED	
Service Charges		Authorized Signature(s)	
Commission (Sundries)		Signature(s) of Applicant(s)/Remitter(s) 申請人/匯款人簽署	
Postage / Cable			
Additional Handling Charges			
Total HKD			

*****BANKER AGENT/ADP MINUTARON SWIFT

KATAFORMA: KONTAK - AIOIKRON
 TRANSACTION REFERENCE NUMBER: FT0727522098
 ORIGINATING TRANSACTION NUMBER: FT0727522098 /316
 CURRENCY AND AMOUNT: USD\$165.12
 ORDERING CUSTOMER: /6808028031600000000232472421
 SOUTH AEGEAN SHIPPING S.A.
 BONA VISTA BUILDING
 DATE/TIME: 02 OCT 2007
 VALUE DATE: 02 OCT 2007

ORDERING INSTITUTION:

RECEIVER BANK:

RECEIVER'S CORRESPONDENT:

INTERMED ACCOUNT:
 INTERMEDIARY BANK:

PAY BANK BRANCH:
 PAY BANK ACCOUNT:

PAYING BANK: SW-BNTBMMHXXX BANK OF N.Y. BUTTERFIELD AND SON LX

BENEFICIARY ACCOUNT:20006840424932100
 BENEFICIARY:GLOBAL LOGISTICS GROUP LTD
 HAMILTON BRANCH

DETAILS OF PAYMENT:

CHARGES:OUR
 INFORMATION:

INFUTER:1148_OIKONOMOMMA
 02 OCT 2007 316 FT0727522098

To: The Bank of East Asia, Limited
 致: 東亞銀行有限公司

Date 日期 Oct. 16, 2007

Branch 分行

Application for Outward Remittance/Cashier's Order
 匯款 / 本票申請書

We hereby request you to issue a
 on my/our behalf with the following details:
 本人(等)茲委託貴行以下資料發出

☐ Telegraphic Transfer 電匯 ☐ Mail Transfer 信匯 ☐ Demand Draft 票匯 ☐ Cashier's Order 本票 ☐ C-ATS 銀行電子匯票系統

32A	Currency and Amount 貨幣及金額	Currency & amount in words 貨幣及大寫金額 US DOLLARS FOUR HUNDRED NINE THOUSAND NINE HUNDRED EIGHTY TWO CENTS FIFTY ONE ONLY	Currency & amount in figures 貨幣及小寫金額 USD 409,982.51
*Town and Country drawn on * 付款之城市及國家			
50	Name 姓名	PROSPER SHIPPING LIMITED	
Applicant Remitter 申請人/匯款人	Account No. 賬戶號碼	015-514-25-09020-0	
	Address 地址	UNIT 2401A 24/F PARK-IN COMMERCIAL CENTRE 56 DUNDAS STREET MONGKOK KOWLOON	
Identity Document No. 身份證明文件號碼:			
Date of Birth (DDMM/YY) 出生日期(日/月/年):			
Telephone No. 電話號碼:		13901037257	
54	Intermediary Bank and its address (Receiver's Core Bank) 收款銀行之代理行及其地址	JP MORGAN CHASE, N.Y. SWIFT CODE: CHASUS33	
57	Name 名稱	THE BANK OF BUTTERFIELD HAMILTON, BERMUDA. SWIFT CODE: BNTBBMHM	
Beneficiary's Banker 收款人之銀行	Address 地址:		
	To facilitate Money Transfer to your beneficiaries in a more efficient way, please fill in the following codes/account number, if any: 為方便匯款予收款人, 請填妥下列資料(如有):		
	CHAPS Branch Sort Code (For UK Transfers only) 只適用於英國之匯款 CHIPS Universal Identifier / Federal Routing Number (For US Transfers only) 只適用於美國之匯款 For Credit to Beneficiary's Banker A/C maintained with the Bank (For Outward Remittance to China only) 只適用於中國之匯款		
59	Account No. 賬戶號碼	20006-840-414932100	
**Beneficiary **收款人	Name 姓名/名稱	GLOBAL LOGISTICS GROUP LTD.	
	Address 地址:		
Telephone No. 電話號碼:			
70	Message/instructions (if any) 留言/指示(如有) Max 140 characters, including spaces 最多140個字元, 包括空格 請在左邊欄填寫, 並請在右邊欄填寫	M/V AFEA/YHS	
71A	Additional Handling Charges for the Bank's Correspondent Agents (Use checkbox no. 6 overleaf) 代理行之附加手續費 (請在背面表格填寫)	<input type="checkbox"/> Charge to remitter's account (deduct from the above remittance amount) 由匯款人支付(從上述匯款金額中扣除) <input checked="" type="checkbox"/> Charge to remitter's account No. 015-514-25-09020-0 由本人(等)賬戶支付, 賬號	
Despatch of demand draft with/without remittance receipt (支票/匯票/匯款 收據寄出方式)	<input type="checkbox"/> Collect at your counter 向貴行櫃檯領取	Payment of one set of remittance receipt plus charges (支票/匯票收據之 付款方式)	<input type="checkbox"/> In Cash 現金
	<input checked="" type="checkbox"/> To arrive by registered mail 平郵/掛號郵寄本人(等)		<input checked="" type="checkbox"/> Please debit my/our account No. 015-514-25-09020-0 由本人(等)賬戶扣帳, 賬號
For Bank Use Only 銀行專用			
20	Reference No.		
Value date	Exchange Rate		
HKD Fourfold Rate			
Service Charges			
Commission (fourfold)			
Postage (fourfold)			
Additional Handling Charges			
Total HKD			
I/We have read the conditions printed overleaf and agree to be bound by them. 本人(等)已閱悉並同意遵守背面所印條款。		I/We acknowledge and agree that in carrying out the remittance instruction(s) my/our personal data and/or information (including but not limited to those contained herein) may be disclosed and transferred to third party/parties, whether located inside or outside Hong Kong. 本人(等)謹此聲明, 貴行可向香港以外或境內外之第三者披露及提供本人(等)的個人資料及/或資料, 而不論其是否在香港或香港以外之第三者。此等資料之披露及/或提供, 將受本行之個人資料政策所規管。	
PROSPER SHIPPING LIMITED		Authorized Signatures	
Signature(s) of Applicant(s) (if any) 申請人/匯款人簽名		Signature(s) of Beneficiary (if any) 收款人簽名	
Cust. received by		Handed by	
Cust. received by		Cust. received by	
Cust. received by		Cust. received by	

Date
日期

Oct. 26, 2007

Application for Outward Remittance/Cashier's Order
匯款 / 本票申請書

<input type="checkbox"/> Telegraphic Transfer 電匯		<input type="checkbox"/> M/A Transfer 票匯	<input type="checkbox"/> Demand Draft 票據	<input type="checkbox"/> Cashier's Order 本票	<input type="checkbox"/> CHATS 銀行電子匯款
Currency & amount in words 貨幣及大寫金額 US DOLLARS EIGHT HUNDRED EIGHTY EIGHT THOUSAND FIVE HUNDRED ONLY		Currency & amount in figures 貨幣及小寫金額 USD 888,500.00			
Name 姓名 PROSPER SHIPPING LIMITED		Identity Document No. 身分證文件號碼			
Account No. 015-514-25-09020-0		Date of Birth (DD/MM/YY) 出生日期 (日/月/年)			
Address 地址 UNIT 2401A 24/F PARK-IN COMMERCIAL CENTRE 56 DUNDAS STREET MONGKOK KOWLOON		Telephone No. 電話號碼 13901037257			
Bank Name 銀行名稱 JP MORGAN CHASE, N.Y.		SWIFT CODE: CHASUS 33			
Bank Name 銀行名稱 THE BANK OF BUTTERFIELD HAMILTON, BERMUDA.		SWIFT CODE: BNTBBMHM			
Address 地址					
To facilitate Money Transfers to your beneficiaries in a more efficient way, please fill in the following codes/account number, if any. 為方便匯款至您的受益人，請填寫下列資料（如無）：					
Banks Branch Sort Code 銀行分行代碼		CHIPS Universal Identifier 聯邦匯款號碼 (For US Transfers only) 只適用於美國之匯款			
By Client's Beneficiary's Bank- A/C maintained with the Bank (For Outward Remittance to China only) 只適用於中國之匯款					
Account No. 20006-840-414932100					
Name GLOBAL LOGISTICS GROUP LTD.					
Address 地址		Telephone No. 電話號碼			
Name M/V AFEA/YHS					
Transfer Charges 匯款手續費		<input type="checkbox"/> Charge to beneficiary's account (deduct from the above remittance amount) 由收款人支付（從上述匯款金額中扣除）			
<input checked="" type="checkbox"/> Charge to Transfer Account No. 015-514-25-09020-0 由本人（或）轉戶支付，匯款					
<input type="checkbox"/> Cash at your branch 銀行現金匯款		<input type="checkbox"/> By Cash 現金匯款			
<input checked="" type="checkbox"/> To transfer by mail (registered mail) 寄信（掛號郵件）匯款		<input checked="" type="checkbox"/> Please debit my/our account No. 015-514-25-09020-0 由本人（或）賬戶扣款（即掛）			
For Bank Use Only 銀行專用		I/We have read the conditions printed overleaf and agree to be bound by them. 本人（等）已閱讀並同意遵守背面所列條款。			
Exchange Rate		I/We acknowledge and agree that in carrying out the remittance instructions, my/our personal data and/or information (including but not limited to those contained herein) may be disclosed and transferred to third party/parties, whether located inside or outside Hong Kong. 本人（等）承認並同意：貴行可向香港以內或以外的第三者披露及提供本人（等）的個人資料及/或資料（包括但不限於本表所載之資料）以執行上述匯款指示。			
Service Charge		PROSPER SHIPPING LIMITED			
Postage Charge		Signature(s) of Applicant(s)/Beneficiary(s) 申請人/受益人簽名			
Handling Charges		(Signature)			
Remarks		(Signature)			

Peter A. Junge

From: Peter Salway-Altomar Maritime Inc. [chartering@altomar.com]
Sent: Monday, January 28, 2008 2:27 PM
To: Peter A. Junge
Cc: trading@altomar.com
Subject: FW: MV AFEA / YHS - INVOICE

Peter / Peter

As per John's last, here is proof that Go Chartering's involvement with Aegean Shipping
rgds

-----Original Message-----

From: Peter Salway-Altomar Maritime Inc.
Sent: Thursday, October 04, 2007 7:16 AM
To: Natalie Santos (natalie@altomar.com)
Cc: trading@altomar.com (trading@altomar.com)
Subject: FW: MV AFEA / YHS - INVOICE

-----Original Message-----

From: operations@gochartering.gr [mailto:operations@gochartering.gr]
Sent: Thursday, October 04, 2007 6:05 AM
To: operations@altomar.com
Subject: Re: MV AFEA / YHS - INVOICE

Msg Ref:15619

G. O. C H A R T E R I N G L T D - G L Y F A D A, G R E E C E

Tel: +30 210 89 81 123 Fax: +30 210 89 48 313

GD DAY

RE: M/V AFEA / YHS - INVOICE

FURTHER OUR COMM INVOICE WHICH HV SENT TO U ON 19/09/07 PLS FIND HEREUNDER OUR BANK DETS

MARFIN EGNATIA BANK
DOUSMANI 5 (CODE: 316)
GLYFADA 16675
GREECE
Tel: +30 210 8948100

In Favour Of: SOUTH AEGEAN SHIPPING S.A.
USD Account No: 0232472421
IBAN GR08 0280 3160 0000 0023 2472 421
BIC: EGNAGR2T

Ref: m/v "AFEA" / YHS - 1

+++++

THKS+RGDS
POST FIX DEPT
MAVRA BONATSOS

EXHIBIT 3



GLOBAL LOGISTICS GROUP LTD

C/o Altomar Maritime Inc.
5995 Gouin Blvd. West, Suite 200
Montreal, Quebec, Canada, H4J 2P8
Tel: 1-514-388-8280 Fax: 1-514-388-5436
Email: chartering@altomar.com

Delivery of ship: 11/09/07 - 12:00 GMT
Start of current period: 10/11/07 - 12:00 GMT
End of current period: 10/12/07 - 12:00 GMT

Statement of account no.:

PF

Revised 11/26/07

MV Afea-Yong He Shipping (HK) Ltd.

cp dtd 08/24/07

					Debit	Credit	Comments
					OWNERS	CHARTS	
1.) Hire:	FROM	TO	= DAYS	AT RATE			
a)	11/09/07 - 12:00 GMT	10/12/07 - 12:00 GMT	90.000000	\$38,000.00	\$3,420,000.00		Estimated Redelivery
Off-Hire:							As per master's message
b)	10/24/2007 4:55	10/24/2007 9:20	0.18403	\$38,000.00		\$6,993.03	STOPPAGE ME REPAIR
	NOV 3, 2007	NOV 4, 2007	0.96875	\$38,000.00		\$36,812.50	DEVIATION TO VATICIA BAY (23.25HRS)
	NOV 8, 2007	NOV 9, 2007	0.28125	\$38,000.00		\$10,687.51	STOPPAGE RE LOI
2.) Commissions:							
	address comm. (=%)						
a)	\$3,420,000.00	2.50				\$85,500.00	
Off-Hire:							
b)	\$54,493.06	2.50			\$1,362.33		
3.) Bunkers		Qty metric tons		Price			
<u>Bunkers on Delivery</u>							
Marine fuel oil		444.910 x		\$420.00	\$186,862.20		AS PER SURVEYOR
Marine gas oil		90.460 x		\$625.00	\$56,537.50		AS PER SURVEYOR
<u>Bunkers on Redelivery</u>							
Marine fuel oil		0.000 x		\$420.00		\$0.00	
Marine gas oil		0.000 x		\$625.00		\$0.00	
<u>Bunkers Off-hire</u>							
Marine gas oil		0.600 x		\$625.00		\$375.00	As per master's message
Marine fuel oil		1.89 x		\$420.00		\$793.80	STOPPAGE ME REPAIR
Marine gas oil		2.92 x		\$625.00		\$1,825.00	DEVIATION TO VATICIA BAY (23.25HRS)
Marine gas oil		0.28125 x		\$625.00		\$175.79	DEVIATION TO VATICIA BAY (23.25HRS)
4.) Charterers expenses							
	lpsun pm/pr		Days				
Lumpsum CVE	\$1,400.00		90.00000	\$46,027.397	\$4,142.47		
ILOHC	\$3,500.00		End of voyage		\$3,500.00		
SURVEYS EXPENSES SHARED 50/50					\$800.00		
INTEREST FOR LATE PMT OF 3RD HIRE					\$898.56		
5.) Owners expenses							
6.) Charterers remittances							
Partial 1st hire			9/11/2007			\$94,365.40	
Balance 1st hire			9/13/2007			\$700,000.00	
Partial 2nd hire			9/28/2007			\$555,750.00	
Balance 2nd hire			10/2/2007			\$6,165.12	
Partial 3rd hire			10/12/2007			\$145,767.49	
Balance 3rd hire			10/19/2007			\$409,982.51	
4th hire			11/2/2007			\$888,500.00	
Totals					\$3,674,103.05	\$2,943,693.16	
Please remit to:	Balance in	Charts - Owners favour			\$0.00	\$730,498.91	
					\$3,674,103.05	\$3,674,103.05	

JP Morgan Chase
One Chase Manhattan Plaza, 35th Floor
New York, N.Y. 10081
ABA: 021000021
Swift Address: CHASUS 33

Credit to the account of:
The Bank of Butterfield
Hamilton, Bermuda
Swift Address: BNTBBMHM
Account: 001-1-067808

For final credit to:
GLOBAL LOGISTICS GROUP LTD
Account: 20006-840-414932100
REF: MV AFEA-PF HIRE

EXHIBIT

"4"